



(F)

# COOK COUNTY SHERIFF'S OFFICE

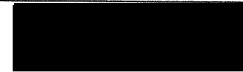
Office of Professional Review

## FINAL DISPOSITION FORM

31 December 2013/Courts

OPR# 2012-0361

C/O Samuel J. Spino



This investigation has been returned from Command Channel Review with finding of Sustained. The accused has been found to have violated one or more of the Rules and Regulations of the Cook County Sheriff's Office. The recommended penalty determined through Command Channel Review has been designated as:

Separation / Resigned

Accused's unit of assignment will determine the actual date(s) the discipline will be served. The date(s) will be entered in the below area and this form is then faxed to both:

Office of Professional Review

(773) 674-7550

-and-

Sheriff's Personnel Office

(312) 603-5885

Dates of suspension/options:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PLEASE ACKNOWLEDGE BY SIGNATURE THE RECEIPT OF THIS FORM AND THE ACCOMPANYING OPR CASE FILE BY FAXING THIS FORM TO (773-674-7550)

\_\_\_\_\_  
(SIGNATURE)

\_\_\_\_\_  
(DATE)



Office of Professional Review  
Command Channel Review

November 27, 2013

O.P.R. 2012-0361

X OPR REPORT COURTS/Spino/Separation/Resigned

DEPARTMENT HEAD REPORT BY

DOC  
CCSPD  
X COURTS  
OTHER (SPECIFY) \_\_\_\_\_

REVIEW AND FORWARD TO NEXT STEP WITHIN 5 DAYS. IF YOU DO NOT CONCUR WITH THE FINDINGS OR PENALTY, ATTACH A MEMORANDUM WITH YOUR RECOMMENDATION.

Rec'd By: Michael K. Smith

Date: 12-4-13 Time: 0945

I certify that no Political Reasons or Factors were considered in any decision I made or action I took relating to this Employment Action. Further, I do not know of, or have any reason to believe that, anyone else considered or took action based on Political Reasons or Factors with respect to this Employment Action.

✓ I Concur  
       I Do Not Concur

       Options Granted  
       Options Not Granted

Reviewed By: Michael K. Smith

Title: Chief Deputy Sheriff, COURTS

Division: COURT SERVICES

Date: 12-4-13

Rec'd By: \_\_\_\_\_

Date: 12-6-13 Time: \_\_\_\_\_

I certify that no Political Reasons or Factors were considered in any decision I made or action I took relating to this Employment Action. Further, I do not know of, or have any reason to believe that, anyone else considered or took action based on Political Reasons or Factors with respect to this Employment Action.

✓ I Concur  
       I Do Not Concur

       Options Granted  
       Options Not Granted

Reviewed By: John

Title: Executive Director/OPR

Division: \_\_\_\_\_

Date: 12-6-13

Rec'd By: NANCY DONAHUE

Date: 12-10-13 Time: 10:00

I certify that no Political Reasons or Factors were considered in any decision I made or action I took relating to this Employment Action. Further, I do not know of, or have any reason to believe that, anyone else considered or took action based on Political Reasons or Factors with respect to this Employment Action.

X I Concur  
       I Do Not Concur

       Options Granted  
       Options Not Granted

Reviewed By: Zelda Whittier by  
NO

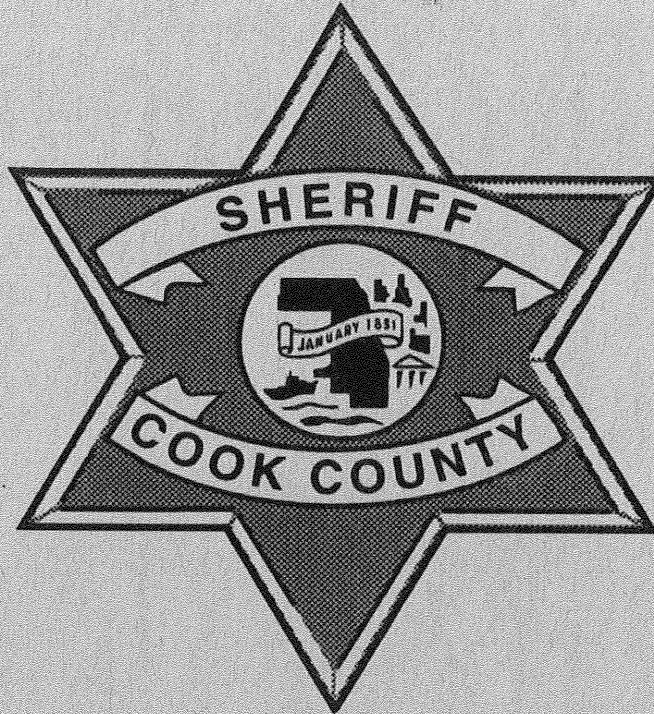
Title: Undersheriff

Division: \_\_\_\_\_

Date: 12-19-13

Executive Director-OPR instructions to Admin Staff after CCR completed in cases that recommend more than a 30 day suspension up to separation/termination from CCSO.

- Executive Director OPR letter to Department Head placing employee on administrative leave with pay pending Loudermill Hearing.  
       Executive Director OPR letter to Department Head placing employee on restricted duty with pay pending Loudermill Hearing.  
       No letter required.



**SHERIFF OF COOK COUNTY  
OFFICE OF PROFESSIONAL REVIEW**

**REPORT OF INVESTIGATION**

**CASE NUMBER: OPR 2012-0361  
COURT SERVICES DEPARTMENT**

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**BREAKING NEWS** CHICAGOTRIBUNE.COM

## Sting leads to arrest of sheriff's deputy

FBI says hidden camera captured eviction theft

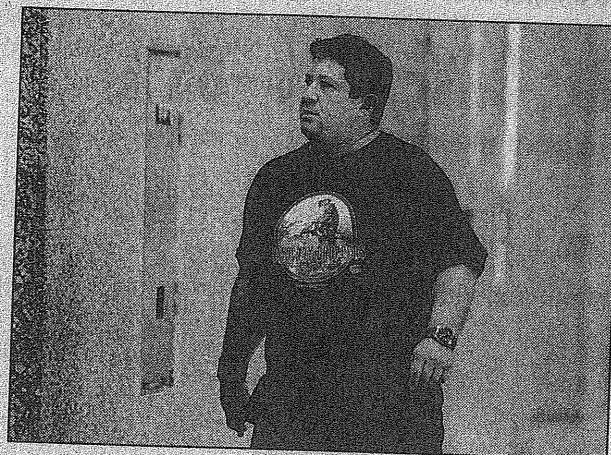
BY ANNIE SWEENEY  
Tribune reporter

While investigating a complaint that one of its deputies had stolen property during an eviction, Cook County sheriff's investigators took a look at older complaints to see if they could find a pattern.

It turned out one deputy had been assigned to each eviction in which property had reportedly disappeared.

On Tuesday the FBI arrested Cook County sheriff's Deputy Samuel J. Spino just days after authorities say he was captured on a hidden video camera allegedly stealing \$1,100 in cash from a South Side home during an eviction.

The 10-year veteran was snared as part of an FBI sting operation that the sheriff's office assisted in. The owner of the South Side residence allowed the FBI to install the cameras,



KERI WIGINTON/TRIBUNE PHOTO

Samuel J. Spino, a Cook County sheriff's deputy, leaves the Dirksen Federal Courthouse on Tuesday.

authorities said.

According to a criminal complaint unsealed Tuesday in federal court, Spino and three other deputies had gone to the home Thursday to evict the tenants.

The cameras showed Spino appeared to notice the cash, rolled and rubber-banded in a glass on a microwave cart, when the four entered the kitchen. After the others left the kitchen, Spino turned off the light, reached toward

the cart, picked up the glass containing the cash and reached into the glass before moving out of view of the camera, authorities said.

In the next instant, he came back into view and appeared to place an object in his cargo pants pocket as he left the kitchen, according to the complaint. The money had been planted there by the FBI.

Sheriff Tom Dart said Spino has been stripped of his badge and weapon.

"I take very seriously any situation which threatens to compromise the integrity of our operations," Dart said in a statement.

The sheriff's office had received complaints about the thefts of a video game system, a video camera, cash and a \$5,000 watch during recent evictions.

Sheriff's investigators zeroed in on Spino after checking the rosters of teams doing the evictions and found that he was the only "common denominator," said Frank Bilecki, a sheriff's spokesman.

"They rotate teams," he said. "So no one team is kept together. It wasn't hard to see who the common denominator was."

Spino has worked in the sheriff's evictions unit for the last six years, the office said. He previously worked in the courts services division.

Spino, 35, of Willowbrook, was released Tuesday on his own recognizance after an initial appearance in federal court.

asweeney@tribune.com



## Details of Investigation

The Cook County Sheriff's Office of Professional Review, with the assistance of the Court Services Department, and the FBI conducted a joint criminal investigation of Cook County Sheriff Deputy Sheriff Samuel Spino. On May 8, 2012, DS Spino was arrested for Theft of \$1,100.00 from an eviction site in Chicago, Illinois.

OPR recommended separation for DS Spino in OPR investigation 2012-0412. However, DS Spino resigned from employment with the Sheriff's Office on May 16, 2012.

Mr. Spino pled guilty to Theft (18 U.S.C. Section 641) and Making a False Statement to the FBI (18 U.S.C. Section 1001(a) (2)). Mr. Spino was sentenced on August 29, 2013, to one month in the U.S. States Bureau of Prisons.

DS Spino violated Court Services Department General Order 3401.1, VI. A. Compliance with Laws and Ordinances, which requires:

1. Members will uphold the Constitution of the United States and the State of Illinois, obey all federal, state and local laws in which jurisdiction the member is present...
2. A conviction for the violation of any law will be prima facie evidence of a violation of this directive...

This criminal case is closed as Sustained. It is recommended that former DS Spino be separated from employment with the Cook County Sheriff's Office and that this recommendation be held in abeyance should Mr. Spino seek future employment with the Cook County Sheriff's Office.

*I certify that no Political Reasons or Factors were considered in any decision I made or action I took relating to this Employment Action. Further, I do not know of, or have reason to believe that anyone else considered or took action based on Political Reasons or Factors with respect to this Employment Action.*

  
Executive Director Terrence Hake

  
Office of Professional Review

## Details of Investigation

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\_\_\_\_\_  
Director Terrence Hake

  
\_\_\_\_\_  
Office of Professional Review



## **List of Exhibits**

- (1). Criminal Complaint
  - (2) CCSPD, FBI and OPR Inventory forms for property and weapons
  - (3) Judgment in a Criminal Case
  - (4.) Exit Interview
  - (5.) Copy of Summary Report of OPR investigation 2012-0412
  - (6.) Driver's License Image of DS Spino and OPR History of DS Spino
  - (7.) De-Deputation Form for DS Spino
  - (8.) ATF Firearms Trace Summary for DS Spino's firearm
-

0361



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

RECEIVED

MAY X 7 2012

THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

UNITED STATES OF AMERICA

v.

MAGISTRATE JUDGE MASON  
CRIMINAL COMPLAINT

CASE NUMBER:

SAMUEL J. SPINO

UNDER SEAL

120R 0334

I, the undersigned complainant, being duly sworn on oath, state that the following is true and correct to the best of my knowledge and belief: On or about May 3, 2012, at Chicago, in the Northern District of Illinois, Eastern Division, SAMUEL J. SPINO, defendant herein:

stole, purloined, and knowingly converted to his own use approximately \$1,100 belonging to the Federal Bureau of Investigation, an agency of the United States;

in violation of Title 18, United States Code, Section 641. I further state that I am a Special Agent with the Federal Bureau of Investigation, and that this complaint is based on the facts contained in the Affidavit which is attached hereto and incorporated herein.

\_\_\_\_\_  
Signature of Complainant  
KEITH H. HENNINGS  
Special Agent, Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

May 7, 2012 at Chicago, Illinois  
Date City and State

MICHAEL T. MASON, U.S. Magistrate Judge  
Name & Title of Judicial Officer

\_\_\_\_\_  
Signature of Judicial Officer

NORTHERN DISTRICT OF ILLINOIS     )  
   )     SS  
EASTERN DIVISION                             )

**AFFIDAVIT**

I, Keith H. Hennings, being duly sworn, state the following under oath:

1.     I am a Special Agent with the Federal Bureau of Investigation and have been so employed since January 2010. I am assigned to one of the FBI's Chicago Field Unit Public Corruption Squads, and my responsibilities include the investigation of public corruption and civil rights offenses.

**PURPOSE OF THE AFFIDAVIT**

2.     This affidavit is submitted in support of a criminal complaint alleging that SAMUEL J. SPINO has violated 18 U.S.C. § 641. Because this affidavit is being submitted for the limited purpose of establishing probable cause in support of a criminal complaint charging SPINO with stealing, purloining, and converting to his own use approximately \$1,100 belonging to the Federal Bureau of Investigation, an agency of the United States, it does not contain each and every fact that I, or others, have learned during the course of this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to believe that SPINO committed the offense alleged in the complaint.

3.     The information set forth in this affidavit is based on my personal knowledge, information given to me by other agents and other law enforcement agencies, my review of various documents, videos, and other evidence, and my training and experience.

4.     As set forth below, the FBI learned of several instances in which individuals alleged that their items were stolen or missing after SPINO, a Cook County Sheriff's Deputy



assigned to the Evictions, Levies and Warrants unit, had performed eviction duties at their residences. On May 3, 2012, the FBI conducted a sting operation during which SPINO, in the course of his duties as a Cook County Sheriff's Deputy, stole \$1,100 in U.S. currency belonging to the FBI.

#### SUMMARY OF FACTS ESTABLISHING PROBABLE CAUSE

5. In April 2012, a representative of the Cook County Sheriff's Office of Professional Review (OPR) contacted the FBI about allegations that SPINO was stealing property from residences during the course of his eviction duties.

6. According to the OPR representative, SPINO has worked as a Cook County Deputy Sheriff since February 25, 2002. He currently is assigned to the Evictions, Levies and Warrants Unit. The OPR representative stated that SPINO, as part of a four-person team of eviction deputies, makes entry into properties that have judicial eviction orders on them, clears the properties of any individuals, and leaves the properties in the possession of the owners or the owners' representatives. According to the OPR representative, and as provided by Cook County Sheriff's Office General Order 5500.1, the deputies are not to confiscate or move personal property, except for seizing drugs or contraband in plain view.

7. General Order 5500.1 further provides that any item seized or recovered from an eviction site, where it is found in plain view, will be secured immediately and photographed before it is moved, when safety permits. Any seized or recovered property will be inventoried with the Cook County Sheriff's Evidence and Recovered Property Section in Maywood, Illinois, in accordance with the Cook County Sheriff's Department procedures. According to a representative of the Evictions, Levies and Warrants unit, if the Cook County Sheriff's Deputies

find a significant quantity of cash in plain view, it is the general practice of Cook County Sheriff's Deputies in the Evictions, Levies and Warrants Unit to count the cash, leave a receipt for the tenant specifying the amount of cash located in the residence, and then inventory the cash with the Cook County Sheriff's Evidence and Recovered Property Section in Maywood, Illinois, upon their completion of the eviction.

8. The OPR representative provided the FBI with several residents' written complaints of theft during the course of evictions performed by SPINO and his teams between 2006 and 2008. According to these allegations, SPINO and/or other eviction deputies took money and other property, such as Playstation games, from residences during evictions. OPR reviews found that these allegations were not substantiated.

9. According to a representative of the Evictions, Levies and Warrants Unit, other individuals have made verbal allegations of thefts during evictions in which SPINO participated.

10. According to the OPR representative, in November or December 2011, an attorney for an individual who was evicted by the Evictions, Levies and Warrants Unit complained that a watch was missing after an eviction in which SPINO participated.

11. According to the OPR representative, another recent allegation of theft during an eviction involving SPINO occurred on February 2, 2012. According to the alleged victim, his \$5,000 watch was missing following the eviction.

12. According to a representative of the Evictions, Levies and Warrants unit, the most recent allegation of theft during an eviction involving SPINO occurred on May 1, 2012. According to the alleged victim, his Sony Handycam video camera was missing following the eviction.



### MAY 3, 2012 STING OPERATION

13. On May 3, 2012, SPINO was assigned to perform his duties as an eviction deputy at a residence located on South Ingleside Avenue in Chicago. With the consent of the owner of the residence, FBI agents installed video cameras in the residence. Additionally, I placed \$1,100 in U.S. currency belonging to the FBI inside a drinking glass in the residence. I rolled and rubber-banded the money together and placed it on top of pennies at the bottom of the glass. I placed the glass containing the \$1,100 on the second shelf of a microwave cart in the kitchen of the residence.

14. According to surveillance, SPINO and three other Cook County Sheriff's Deputies arrived outside of the residence at 11:03 a.m. and observed that the Cook County Sheriff's Deputies' vehicles were no longer outside the residence at approximately 11:24 a.m.

15. Videos captured from inside the residence show the following:

a. Four Cook County Sheriff's Deputies, including SPINO, entered the residence at approximately 11:18 a.m. The Cook County Sheriff's Deputies looked around the living room and proceeded in the direction of the kitchen and bedroom.

b. At approximately 11:18 a.m., SPINO and the deputies entered the kitchen of the residence. SPINO appeared to look in the direction of the glass containing the \$1,100 on the microwave cart.

c. The other deputies entered the kitchen, took pictures, and completed paperwork as SPINO stood next to the microwave cart.

d. At approximately 11:19 a.m., SPINO turned off the kitchen light as the other deputies exited the kitchen.

e. After the last deputy left the kitchen, SPINO reached down to the second shelf on the microwave cart and retrieved the glass containing the \$1,100. SPINO reached into the glass as he walked in the direction of the camera and then out of view.

f. Almost immediately, SPINO came back into view. SPINO appeared to place an object into the lower left-side pocket of his cargo pants as he left the kitchen.

g. The four Cook County Sheriff's Deputies, including SPINO, exited the residence at approximately 11:19 a.m., and left the front door open.

h. The landlord's maintenance person entered the residence through the open front door at approximately 11:21 a.m. The maintenance person locked the front door and then proceeded through the residence to the kitchen. The maintenance person entered the kitchen at approximately 11:21 a.m. and then proceeded out of view of the camera in the direction of the rear entrance.

16. At approximately 1:00 p.m., I and another FBI agent returned to the residence and discovered that the \$1,100 was missing from the glass. I saw that the glass was now on the kitchen counter next to the sink. I did not find any receipt showing that the \$1,100 was seized by Cook County Sheriff's Deputies.

17. According to a representative of the Evictions, Levies and Warrants Unit, no cash from the residence was inventoried by any of the Cook County Sheriffs Deputies with the Cook County Sheriff's Evidence and Recovered Property Section.

18. Based on the foregoing, there is probable cause to believe that SAMUEL J. SPINO violated 18 U.S.C. § 641 by stealing, purloining, and converting to his own use money belonging to the United States, namely, in excess of \$1,000 in funds belonging to the FBI.

FURTHER AFFIANT SAYETH NOT.

---

KEITH H. HENNINGS  
Special Agent  
Federal Bureau of Investigation

SUBSCRIBED AND SWORN TO BEFORE ME  
this 7<sup>th</sup> day of May, 2012

  
\_\_\_\_\_  
MICHAEL T. MASON  
United States Magistrate Judge



PROPERTY INVENTORY  
COOK COUNTY SHERIFF'S POLICE DEPARTMENT

Inv. No. 9155-12

5000

OFFENSE / CLASSIFICATION

DATE  
DAY MONTH YEAR  
14 Sept 2012

C.R. NO.  
B-188079

ARREST BOOKING NO.

RECOVERING UNIT/SEAT  
OPR

ITEM NO.	QUANTITY	DESCRIPTION OF PROPERTY	CASH	CENTS
1	1	BAG CONTAINING FOLDING KNIFE S&W	\$	
2	1	Collapsible ASP		
3				
4				
5				
6		Knife Asp		
7		CR 188079		
8		Case No. 9155-12		
9		Evidence/Property		
10		TEAR HERE		
11				
12				

U.S.C. APPLICABLE

RECOVERED

SEIZED

U.S.C. TO BE DEPOSITED

U.S.C. HELD IN ORIGINAL FORM

DO NOT DEPOSIT

U.S.C. EXAMINER'S PROPERTY

PROPERTY

U.S.C. GAMBLING SEIZURE

GAMBLING SEIZURE

U.S.C. SUSPECT NARCOTICS

SUSPECT NARCOTICS

U.S.C. C.C.S.P.D. MONEY

C.C.S.P.D. MONEY

DECEASED

ARRESTED

AT 3026 S. CALIFORNIA

FOUND BY (CITIZEN)

PHONE NO.

ADDRESS

DECEASED

ARRESTED

STAR NO.

1ST OFFICER'S NAME (PRINT)

SIGNATURE

2ND OFFICER'S NAME (PRINT)

SIGNATURE

APPROVING SUPERVISOR (PRINT)

188079 Hake

SUPERVISOR SIGNATURE

188079 Hake

STAR NO.

600

THE INVESTIGATING OFFICER MUST ADVISE THE PROPERTY CONTROL UNIT, EVERY 90 DAYS, OF THE STATUS OF THE ABOVE PROPERTY.

FOR PROPERTY CONTROL USE ONLY

SHELF

DATE RECEIVED

BAG #

LOCKER #



PROPERTY LOG				
Date	In	Out	Officer & Star	Reason

# PROPERTY INVENTORY

150

LIST OTHER INVENTORY NOS. RELATED TO THIS RECOVERY


DATE RECOVERED	DAY 14	MONTH SEPT	YEAR 2012	C R NO. 72-18679	ARREST BOOKING NO.
-------------------	-----------	---------------	--------------	---------------------	--------------------

ITEM NO.	QUANTITY	DESCRIPTION OF PROPERTY	CASH	CENTS
1	5	Live Rounds .38 special	\$	
2	17	Live Rounds 9mm		
3				
4				
5				
6		12-188-07		
7				
8		Case No. <u>Amco</u> <u>A0000123050</u> Evidence Property		
9		----- TEAR HERE -----		
10				
11				
12				

CHECK ANY BOXES APPLICABLE				TOTAL	CASH
<input type="checkbox"/> RECOVERED	<input type="checkbox"/> U.S.C. TO BE DEPOSITED	<input type="checkbox"/> U.S.C. HELD IN ORIGINAL FORM DO NOT DEPOSIT	<input type="checkbox"/> MEDICAL EXAMINER'S PROPERTY	<input type="checkbox"/> GAMBLING SEIZURE	<input type="checkbox"/> SUSPECT NARCOTICS
FROM <i>3026 S. California</i> AT <i>3026 S. California</i>				<input type="checkbox"/> C.C.S. P.D. MONEY	<input type="checkbox"/> DECEASED <input checked="" type="checkbox"/> ARRESTED

FOUND BY (CITIZEN)	ADDRESS	PHONE NO.

OWNER	ADDRESS	PHONE NO.	<input type="checkbox"/> DECEASED	<input type="checkbox"/> ARRESTED

<input type="checkbox"/> HOLD FOR OWNER	DATE OWNER NOTIFIED TO CLAIM WITHIN 30 DAYS	DAY	MO.	YEAR	HOW NOTIFIED <input type="checkbox"/> IN PERSON <input type="checkbox"/> PHONE <input type="checkbox"/> MAIL	1ST OFFICER'S NAME (PRINT)	STAR NO.
							

<input type="checkbox"/> HOLD FOR INVESTIGATION OR EVIDENCE	INVESTIGATING OFFICER	STAR NO.	UNIT	SIGNATURE
	PERENCE Hake	60	OPR	

☐ TO BE DISPOSED OF BY CUSTODIAN AFTER 30 DAY RETENTION. (THIS IS APPLICABLE IF PROPERTY IS NON EVIDENCE NO KNOWN OWNER AND NO FOLLOW UP INVESTIGATION).

INITIAL	DESTINATION	PROPERTY UNIT		CRIME LAB		MEDICAL EXAMINER		UNIT
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

SIGNATURE \_\_\_\_\_

PRC \_\_\_\_\_

TRANSPORT VIA:	<input type="checkbox"/> POLICE <input type="checkbox"/> MAIL	<input type="checkbox"/> RECOVERING <input type="checkbox"/> UNIT PERSONNEL	<input type="checkbox"/> OTHER	APPROVING SUPERVISOR (PRINT) <i>Terrence Lake</i>	STAR NO. <i>60</i>
----------------	--	--	--------------------------------	--	-----------------------

THE INVESTIGATING OFFICER MUST ADVISE THE PROPERTY CONTROL UNIT, EVERY 90 DAYS, OF THE STATUS OF THE ABOVE PROPERTY.	SUPERVISOR SIGNATURE <i>enore Duke</i>
--	---

COPY 3 - GIVE OR SEND TO FINDER OR ARRESTEE

Inv. No. 9154-19

BAR CODE

FOR PROPERTY  
CONTROL USE ONLY

SHELF \_\_\_\_\_

DATE RECEIVED \_\_\_\_\_

BAG # \_\_\_\_\_

LOCKER # \_\_\_\_\_

[illegible]

COPY 3 - GIVE OR SEND TO FINDER OR ARRESTEE



PROPERTY INVENTORY  
COOK COUNTY SHERIFF'S POLICE DEPARTMENT

Inv. No. 953-12

BAR CODE

FOR PROPERTY CONTROL USE ONLY  
SHELF  
DATE RECEIVED  
BAG #  
LOCKER #



PROPERTY LOG

Date	In	Out	Officer & Star	Reason

RECOVERING UNIT/BEAT

OPR

LIST OTHER INVENTORY NOS. RELATED TO THIS RECOVERY

OFFENSE / CLASSIFICATION

DATE RECOVERED		DAY	MONTH	YEAR	C R NO.	ARREST BOOKING NO.		
		14	SEPT	2012	12-188079			OPR
ITEM NO.	QUANTITY	DESCRIPTION OF PROPERTY					CASH	CENTS
1	1	Sealed gun box containing Freedom Arms 22 mag					\$	
2		SERIAL # B14890						
3	1	S+W Model 38 SERIAL # 262841						
4	1	GLOCK Model 17 9mm S+N EGY 789 and 1 MAG						
5								
6								
7								
8								
9								
10								
11								
12								

CHECK ANY BOXES APPLICABLE  
☐ U.S.C. TO BE DEPOSITED ☐ U.S.C. HELD IN ORIGINAL FORM ☐ DO NOT DEPOSIT  
FROM ☐ RECOVERED ☐ SEIZED  
MEDICAL EXAMINER'S PROPERTY ☐ GAMBLING SEIZURE ☐ SUSPECT NARCOTICS ☐ C.C.S.P.D. MONEY  
DECEASED ☐ ARRESTED  
PROPERTY RECOVERED BY  
1ST OFFICER'S NAME (PRINT) ☐ DECEASED ☐ ARRESTED  
SIGNATURE  
2ND OFFICER'S NAME (PRINT) STAR NO.  
SIGNATURE  
APPROVING SUPERVISOR (PRINT) STAR NO.  
SUPERVISOR SIGNATURE

FOUND BY (CITIZEN)  
D/S Samuel Spino AT 3026 S. California  
ADDRESS  
PHONE NO.  
OWNER  
ADDRESS  
PHONE NO.  
DECEASED ☐ ARRESTED ☐  
HOLD FOR OWNER ☐ DATE OWNER NOTIFIED TO CLAIM WITHIN 30 DAYS  
INVESTIGATING OFFICER  
HOLD FOR INVESTIGATION OR EVIDENCE ☒ INVESTIGATING OFFICER  
STAR NO. 60  
UNIT OPR  
TO BE DISPOSED OF BY CUSTODIAN AFTER 30 DAY RETENTION. (THIS IS APPLICABLE IF PROPERTY IS NON EVIDENCE NO KNOWN OWNER AND NO FOLLOW UP INVESTIGATION)  
INITIAL DESTINATION OF PROPERTY  
EVIDENCE & RECOVERED ☐ PROPERTY UNIT ☐ CRIME LAB ☐ MEDICAL EXAMINER ☐ UNIT  
TRANSPORT VIA: ☐ POLICE ☐ MAIL ☐ RECOVERING UNIT PERSONNEL ☐ OTHER  
THE INVESTIGATING OFFICER MUST ADVISE THE PROPERTY CONTROL UNIT, EVERY 90 DAYS, OF THE STATUS OF THE ABOVE PROPERTY.

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

## Receipt for Property Received/Returned/Released/Seized

File #

282B-66-134404

On (date)

05/08/12

item(s) listed below were:

- ☐ Received From  
☐ Returned To  
☒ Released To  
☐ Seized

(Name)

TERRY HAKE

(Street Address)

(City)

COOK COUNTY SHERIFF'S DEPARTMENT

Description of Item(s):

SAMUEL SPINO'S TACTICAL VESTTACTICAL BELT (WITH STAR) INCLUDINGM AND HOLSTER, AND TWO MAGAZINESHANDCUFF HOLDER + HANDCUFFS

Received By:

Lenore Hake #60 CC500PP  
(Signature)

Received From:

SA John Hauser  
(Signature)

COOK COUNTY SHERIFF'S OFFICE  
OFFICE OF PROFESSIONAL REVIEW  
PROPERTY INVENTORY FORM

OPR Case No: 2012-0361

Date: May 11, 2012

The below items were Recovered from: Samuel Spino's Locker @ 1100 S. Hamilton Chgo, IL

1 Dress Duty Belt w/ Holster, and 3 other pouches

1 NOTEBOOK

1 Klio Barrett DVD

1 2004 MB Rules + Regs.

1 Glock MAGAZINE case (empty)

1 Pair of Work Boots

10 "Spare Cuffs"

1 Uncle Mike's Sidekick

1 Strap for Attachment to Duty Belt

Miscellaneous papers, files, payroll related documents

1 Taylor Scale

2 Small Locks

3 Pairs of Gloves

1 Freedom Arms Revolver Serial # B14890

Investigator/s' Signature/s/Star#

May 11, 2012  
Date 5/11/12

FBI  
Page 1 of 1

COOK COUNTY SHERIFF'S OFFICE  
OFFICE OF PROFESSIONAL REVIEW  
PROPERTY INVENTORY FORM

OPR Case No: 2012-0361

Date: MAY 10, 2012

The below items were Recovered from: Samuel Spino's locker AT 1100 S. Hamilton, CHgo, IL

- 1 bottle of germ-X
- 1 bag of .45 caliber AMMO (12 bullets)
- 1 Cigarillos Box containing COINS (U.S.)
- 1 Black leather Holster
- 1 Bag containing a blood pressure monitor
- 1 Deodorant (Degree) 1 Tree Scented hairspray
- 1 Tie with tie clip
- 1 leather holster for baton with baton
- 1 Accu Sharp - Knife sharpener
- 1 set of Hinged handcuffs
- 1 change purse containing foreign coins and screwdriver bits
- 1 Envelope with pay stubs
- 1 bottle of Dolce and Gabbana Cologne
- 1 Smith and Wesson folding knife
- 1 Uncle Mike's Plastic Holster
- 9 Personal Photographs

Investigator/s' Signature/s/Star#

Penelope Hake

Date

May 10, 2012

Page 1 of 2

SA ~~PH~~

COOK COUNTY SHERIFF'S OFFICE  
OFFICE OF PROFESSIONAL REVIEW  
PROPERTY INVENTORY FORM

OPR Case No: 2012-0361

Date: MAY 10, 2012

The below items were Recovered from: Samuel Spino's locker @ 1100 S. Hamilton, Chgo, IL

1 Cigar Box containing Hex wrench set; Grips-Wood-for S+U;  
1 Nozmark;  
1 SAN Disk for SD Adapter;  
2 lighters;  
1 Cloth Strap for Uniform;  
1 Peace Officers Memorial Pin;  
Misc. Pens and Markers

} all in Cigar Box

Investigator/s' Signature/s/Star#

SA

Terrance Hake

Date May 10, 2012

Page 1 of 2





*AMK*

## UNITED STATES DISTRICT COURT

Northern District of Illinois

UNITED STATES OF AMERICA

v.

Samuel J. Spino

## JUDGMENT IN A CRIMINAL CASE

Case Number: 12cr334

USM Number: 44617-424

Daniel Patrick McLaughlin

Defendant's Attorney

## THE DEFENDANT:

☒ pleaded guilty to count(s) One (1) and Two (2) of the Indictment.☐ pleaded nolo contendere to count(s) \_\_\_\_\_  
which was accepted by the court.☐ was found guilty on count(s) \_\_\_\_\_  
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 641	Theft of Government Funds	5/8/2012	1
18 U.S.C. § 1001(a)(2)	Making a False Statement to the FBI	5/8/2012	2

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.☐ The defendant has been found not guilty on count(s) \_\_\_\_\_☐ Count(s) \_\_\_\_\_ ☐ is ☐ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

8/29/2013

Date of Imposition of Judgment

Signature of Judge

James B. Zagel

Name of Judge

U.S. District Judge

Title of Judge

Date

9/3/2013

DEFENDANT: Samuel J. Spino  
CASE NUMBER: 12cr334

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

One (1) month on each of Counts one (1) and two (2). Said sentence of imprisonment on each of Counts one (1) and (2) to run concurrently to each other for a total term of imprisonment of one (1) month.

☐ The court makes the following recommendations to the Bureau of Prisons:

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at \_\_\_\_\_ ☐ a.m. ☐ p.m. on \_\_\_\_\_.

☐ as notified by the United States Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☐ before 2 p.m. on \_\_\_\_\_.

☐ as notified by the United States Marshal.

☒ as notified by the Probation or Pretrial Services Office.

### RETURN

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

a \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
UNITED STATES MARSHAL

By \_\_\_\_\_  
DEPUTY UNITED STATES MARSHAL

DEFENDANT: Samuel J. Spino

CASE NUMBER: 12cr334

**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of:

One (1) year of supervised release on each of Counts one (1) and two (2) to run concurrently with each other for a total term of supervised release of one (1) year.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- ☐ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. *(Check, if applicable.)*
- ☒ The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. *(Check, if applicable.)*
- ☒ The defendant shall cooperate in the collection of DNA as directed by the probation officer. *(Check, if applicable.)*
- ☐ The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Check, if applicable.)*
- ☐ The defendant shall participate in an approved program for domestic violence. *(Check, if applicable.)*

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

**STANDARD CONDITIONS OF SUPERVISION**

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: Samuel J. Spino  
CASE NUMBER: 12cr334

### **SPECIAL CONDITIONS OF SUPERVISION**

If the defendant is unemployed after the first 60 days of supervision, or if unemployed for 60 days after termination or lay-off from employment, he shall perform at least 20 hours of community service work per week at the direction of and in the discretion of the U.S. Probation Office until gainfully employed.

The defendant shall pay any financial penalty that is imposed by this judgment that remains unpaid at the commencement at the term of supervised release. The defendant's monthly payments schedule shall be an amount that is at least ten percent of his net monthly income.

DEFENDANT: Samuel J. Spino  
CASE NUMBER: 12cr334

### CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
TOTALS	\$ 200.00	\$ 0.00	\$ 1,100.00

☐ The determination of restitution is deferred until \_\_\_\_\_. An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.

☒ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss*</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Federal Bureau of Investigation 2111 West Roosevelt Road Chicago, Illinois 60608	\$1,100.00	\$1,100.00	100

TOTALS	\$	<u>1,100.00</u>	\$	<u>1,100.00</u>
--------	----	-----------------	----	-----------------

☐ Restitution amount ordered pursuant to plea agreement \$ \_\_\_\_\_

☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☐ the interest requirement is waived for the ☐ fine ☐ restitution.

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: Samuel J. Spino  
CASE NUMBER: 12cr334

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A ☒ Lump sum payment of \$ 1,300.00 due immediately, balance due
- ☐ not later than \_\_\_\_\_, or  
☒ in accordance ☐ C, ☐ D, ☐ E, or ☒ F below; or
- B ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or
- C ☐ Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☐ Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F ☒ Special instructions regarding the payment of criminal monetary penalties:
- The defendant shall pay any financial penalty that is imposed by this judgment, and that remains unpaid at the commencement of the term of supervised release/probation, at a rate of at least 10 percent of the defendant's monthly income.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

- ☐ Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.





**EXIT INTERVIEW****IMMEDIATELY UPON COMPLETION:**TO BE RETAINED IN EMPLOYEES  
PERSONNEL FILE

Employee Name Samuel J Spino Today's Date 16 MAY 12  
 Department Courts Employee # [REDACTED] Social Security # [REDACTED]  
 Job Title Deputy Sheriff Date of Hire 02/25/2002  
 Last Day Worked 05/08/12 Last Day Paid 05/16/2012  
 Rate of Pay 30.624 Vacation Pay 4522 VAL 14-50 comp  
 Employment Status: (check one) ☒ Full Time ☐ Part Time  
 (check one) ☐ Permanent ☐ Probationary

Would you Rehire Employee? ☐ Y ☐ N  
 COBRA Information Issued ☒ Y ☐ N (attach copy)  
 Benefits Termination Information Issued? ☐ Y ☐ N  
 Is Employee Transferring to another Dept. in the County? ☐ Y ☐ N What Dept.?

**REASON FOR TERMINATION****VOLUNTARY RESIGNATION**Effective Date 16 May 12**DISCHARGED**

Effective Date \_\_\_\_\_

- ☐ 1 To Attend School  
☐ 2 Illness (incl. Family members)  
     a) was LOA requested ☐ Y ☐ N  
     b) Dr.'s Statement ☐ Y ☐ N  
☐ 3 No Child Care  
☐ 4 Dissatisfaction with Job  
     (Hours, Pay, Working Conditions,  
     Personality Conflicts) \*\*  
☐ 5 Relocation  
☐ 6 Pregnancy - LOA requested?  
     ☐ Y ☐ N  
☐ 7 Other Employment  
     Note Where and When, if known \*\*  
☐ 8 Retired  
☐ 9 Unable to return from LOA  
☒ 10 Other \*\*
- ☐ 11 Violation of Known Rules  
     a) Absentecism (Last Day Absent)  
     b) Tardiness (Last Known Tardy)  
     c) Absent 3 consecutive days -  
         No Call ( Job Abandonment)  
     d) Inability to do job (Poor  
         Work Performance, Attitude)  
☐ e) Insubordination \*\*  
     f) Under Influence of Intoxicants  
         or Drugs? Referred to EAP?  
         ☐ Y ☐ N  
☐ g) Misconduct \*\*  
     h) Allowed to resign in lieu of discharge  
☐ 12 Layoff

**\*\* EXPLANATION REQUIRED**

EXPLAIN IN DETAIL -- REASON FOR TERMINATION (BE SPECIFIC)

Personal Reasons

Interviewer/ Supervisor

05/16/2012

Date

Employee

16 MAY 12



**SUMMARY REPORT****COOK COUNTY SHERIFF'S OFFICE**

SUBJECT: Complaint Investigation No. OPR # 2012-0412

DATE: June 7, 2012

INSTRUCTIONS: Submit completed investigative file to the Office of Professional Review - Administrative Unit

INVESTIGATOR'S NAME	RANK	STAR NO.	JDE No.	UNIT ASSIGNED (BE SPECIFIC)
Patrick Murphy	AD	401		Office of Professional Review

REFERENCE NOS. (LIST ALL RELATED CASE REPORT, ARREST REPORT, INVENTORY NOS. - PERTINENT TO THIS INVESTIGATION)

Federal Criminal Complaint – Case Number 12 CR 334 – Northern District of Illinois – Eastern Division

ADDRESS OF INCIDENT (BE SPECIFIC, TO INCLUDE DIVISION, TIER OR FLOOR, ROOM NUMBER)	DATE OF INCIDENT - TIME
8117 S. Ingleside Ave., Apartment #G, Chicago IL 60619	May 31, 2012 – 11:00am – 11:30am

ACCUSED NAME(s)	RANK	STAR NO.	JDE NO.	UNIT ASSIGNED/SHIFT/DETAIL
1. Samuel J. Spino	DS	11055		CSD/Evictions/Levies/Warrants
2.				
3.				

IF APPLICABLE - DATE ARRESTED/INDICTED - CHARGES	COURT BRANCH	DISPOSITION & DATE
1. May 8, 2012 - Theft	Federal 219 S. Dearborn	Indictment Pending
2.		
3.		

COMPLAINANT'S NAME	ADDRESS	CITY	STATE	ZIP	TELEPHONE
US Government	219 S. Dearborn St.	Chicago	IL	60604	

VICTIM'S NAME	ADDRESS	CITY	STATE	ZIP
US Government	219 S. Dearborn St.	Chicago	IL	60604

WITNESS'S NAME	ADDRESS	CITY	STATE	ZIP
Director Terrence Hake	OPR-3026 S. California	Chicago	IL	60608

ADDITIONAL WITNESS	ADDRESS	CITY	STATE	ZIP
Special Agent Keith Hennings	FBI-2111 W. Roosevelt	Chicago	IL	60608

LIST ANY ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, AND/OR WITNESSES ON ATTACHED SHEETS

## SYNOPSIS

In April 2012, Office of Professional Review contacted the Federal Bureau of Investigation regarding several complaints of theft received from residents who had been served with judicial eviction orders by the Warrant, Levies and Evictions Unit.

The Office of Professional Review noted that a common factor among the cases was Deputy Sheriff Samuel Spino being assigned to the eviction teams tasked with executing the evictions. The evictions in question took place from November 2011 through February 2012.

The Office of Professional Review collaborated with the Federal Bureau of Investigation and set up a sting operation at an eviction site in Chicago. Deputy Sheriff Samuel Spino was observed on video surveillance footage stealing \$1,100.00 from the eviction site on May 3, 2012.

On May 8, 2012, Spino was taken into custody by federal agents based on an arrest warrant issued by U.S. Magistrate Judge Michael T. Mason dated May 7, 2012.

The investigation is complete and closed as sustained. It is the recommendation of the Office of Professional Review that Deputy Sheriff Samuel Spino be separated from the Cook County Sheriff County Sheriff's Office.

## **DETAILS OF THE INVESTIGATION**

### **Predication**

This investigation is predicated upon the arrest of Deputy Sheriff (DS) Samuel Spino. On May 8, 2012, DS Spino was taken into custody by federal agents based on an arrest warrant issued by U.S. Magistrate Judge Michael T. Mason dated May 7, 2012.

### **Investigative Process**

The Office of Professional Review (OPR) reviewed court documents pertinent to this case. OPR reviewed information provided to OPR by Federal Bureau of Investigations (FBI) Special Agent (SA) Keith Hennings. OPR reviewed Court Services Department General Orders.

### **Conduct Unbecoming by DS Samuel Spino - Sustained**

In April 2012, OPR contacted the FBI regarding several complaints of theft received from residents who had been served with judicial eviction orders by the Warrant, Levies and Evictions (WLE) Unit.

OPR noted that a common factor among the cases was DS Spino being assigned to the eviction teams tasked with executing the evictions. The evictions in question took place from November 2011 through February 2012.

OPR collaborated with the FBI setting up a sting operation at a site in Chicago where an eviction was scheduled for May 3, 2012. FBI personnel installed hidden video cameras in the residence where DS Spino was assigned to carry out a judicial eviction. In addition, the FBI placed \$1,100.00 in a drinking glass located in the kitchen of the residence.

A review of eviction unit documents indicate that the eviction was carried out as scheduled on May 3, 2012 beginning at 11:14am and completed at 11:25am.

FBI personnel reviewed the video surveillance footage captured from within the residence. DS Spino is observed retrieving the glass containing the \$1,100.00 and walk in the direction of the camera and out of view. Almost immediately DS Spino came back into view. DS Spino appeared to place an object into the lower left-side pocket of his cargo pants and then leave the kitchen.

FBI personnel returned to the apartment and discovered that the \$1,100.00 was missing from the glass, and that the glass was now in a different location. There was no receipt left behind indicating that the money had been seized by the eviction team as required by Sheriff's Office policy. WLE Unit and Evidence and Recovered Property Section supervisors informed the FBI that no cash from the residence was inventoried by any member of the Sheriff's Office as required by policy.



On May 8, 2012, DS Spino was taken into custody by federal agents based on an arrest warrant issued by U.S. Magistrate Judge Michael T. Mason dated May 7, 2012, for violation of Title 18, United States Code, Section 641.

DS Spino was de-deputized by OPR and suspended with pay on May 8, 2012 pending the outcome of an OPR investigation.

On May 16, 2012, DS Spino voluntarily resigned from employment with the Cook County Sheriff's Office (CCSO) indicating personal reasons.

Based upon a review of evidence, court documents, and information provided by the FBI, this investigation will be closed as sustained and held in abeyance in the event that DS Spino should seek re-employment with the CCSO. A memorandum to this effect will be retained in the personnel file of DS Spino.

### **Complimentary and Disciplinary Histories**

Disciplinary History: None

Complimentary History: None

### **Recommended Discipline**

After reviewing and taking into consideration the complimentary and disciplinary histories of DS Samuel Spino, it is the recommendation of OPR that he be separated from his employment with the Cook County Sheriff's Office for violation of:

Court Services Department General Order 1009  
Staff Responsibilities

#### **II. Function and Responsibilities**

##### **C. Sworn Members**

Sworn members will devote themselves fully to the attainment of the letter and spirit of the Department policy, and will conduct themselves at all times in such a manner as will reflect credit upon the Department with emphasis on personal integrity and professional devotion to law enforcement.

Court Services Department  
General Order 3401.1  
Rules of Conduct

V. Responsibility

It is the responsibility of every member of the C.S.D. to conform to the rules of conduct.

VI. Rules and Regulations for all Sworn Officers and Civilian Members

A. Compliance with Laws and Ordinances

1. Members will uphold the Constitution of the United States and the State of Illinois, obey all federal, state and local laws in which jurisdiction the member is present and comply with court decisions and orders of courts having jurisdiction.

B. Conduct On Duty and Off-Duty

1. Members will conduct themselves on and off-duty in such a manner to reflect favorably on the department. Members, whether on or off-duty, will not engage in conduct which discredits the integrity of the department, its employees or the member, or which impairs the operations of the department. Such actions will constitute conduct unbecoming an officer.

O. Property and Evidence

1. Property or evidence that has been discovered, gathered or received in connection with department responsibilities will be processed in accordance with established procedures.

3. Members will not convert to their own use, manufacture, conceal, falsify, destroy, remove, tamper with or withhold any property or evidence, including department reports.

Court Services Department  
General Order 3406  
Code of Ethics

III. Policy

It is the policy of the Court Services Division to provide sworn members with a Code of Ethics to assist them in making proper decisions and judgments with respect to ethical situations throughout their career.

V. Procedures

Failure to abide by the conditions and standards as set forth in this Code of Ethics (exhibit section) will be considered a violation of the Rules of Conduct and may result in disciplinary action as provided in the Rules and Regulations of the Cook County Sheriff's Office Merit Board or the Collective Bargaining Agreement.

## COOK COUNTY SHERIFF'S MERIT BOARD RULES AND REGULATIONS

### ARTICLE X

#### RULES AND REGULATIONS FOR THE CONDUCT OF THE EMPLOYEES OF THE COOK COUNTY SHERIFF'S POLICE DEPARTMENT, THE COOK COUNTY DEPARTMENT OF CORRECTIONS AND THE COOK COUNTY SHERIFF'S COURT SERVICE DEPARTMENT.

Any Police Officer of the Cook County Sheriff's Police Department, Correctional Officer of the Cook County Department of Corrections or Deputy Sheriff of the Cook County Sheriff's Court Services Department who will be found guilty of any of the following will be subject to disciplinary action by the Sheriff and the Merit Board.

No Police Officer of the Cook County Sheriff's Police Department, Correctional Officer of the Cook County Department of Corrections or Deputy Sheriff of the Cook County Sheriff's Court Services Department shall not:

1. violate any law or statute of any State or of the United States of America
2. violate any ordinance of a County or Municipal Government
3. violate any of the general orders, special orders, directives, or rules and regulations of the Cook County Sheriff County Sheriff's Office.

## SUMMARY

In April 2012, Office of Professional Review contacted the Federal Bureau of Investigation regarding several complaints of theft received from residents who had been served with judicial eviction orders by the Warrant, Levies and Evictions Unit.

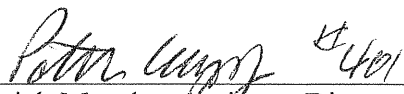
The Office of Professional Review noted that a common factor among the cases was Deputy Sheriff Samuel Spino being assigned to the eviction teams tasked with executing the evictions. The evictions in question took place from November 2011 through February 2012.

The Office of Professional Review collaborated with the Federal Bureau of Investigation and set up a sting operation at an eviction site in Chicago. Deputy Sheriff Samuel Spino was observed on video surveillance footage stealing \$1,100.00 from the eviction site on May 3, 2012.

On May 8, 2012, Spino was taken into custody by federal agents based on an arrest warrant issued by U.S. Magistrate Judge Michael T. Mason dated May 7, 2012.

The investigation is complete and closed as sustained. It is the recommendation of the Office of Professional Review that Deputy Sheriff Samuel Spino be separated from the Cook County Sheriff's Office.

**I certify that no Political Reasons or Factors were considered in any decision I made or action I took relating to this Employment Action. Further, I do not know of, or have any reason to believe that, anyone else considered or took action based on Political Reasons or Factors with respect to this Employment Action.**

  
Patrick Murphy, Assistant Director

  
Office of Professional Review

Edward Dyner, Director

Office of Professional Review

Joseph C. Ways, Sr., Executive Director

Office of Professional Review

## EXHIBITS

1. Criminal Complaint and Affidavit, Case Number 12 CR 0334
2. Eviction Unit Daily Activity Log dated May 3, 2012
3. Civil Electronic Docket regarding Eviction case 12-M1-702138
4. Photographs taken by WLE unit deputy of the interior of eviction site
5. De-Deputization document signed by DS Samuel Spino
6. Personnel Department Memorandum dated May 9, 2012, advising the DS Samuel Spino is suspended with pay beginning May 8, 2012.
7. OPR letter dated May 9, 2012, ordering DS Spino to appear at OPR Offices to provide a statement on May 11, 2012 regarding administrative Investigation # 2012-0412
8. Administrative Proceeding Rights signed by DS Spino and witnessed by Assistant Director Patrick Murphy and Director Edward Dyner dated May 11, 2012
9. Notification of Allegations form signed by DS Spino and witnessed by Assistant Director Patrick Murphy and Director Edward Dyner dated May 11, 2012
10. Request to Secure Legal Counsel form by DS Spino and witnessed by Assistant Director Patrick Murphy and Director Edward Dyner dated May 11, 2012. DS Spino appeared with Union Counsel, Attorney Michael Jacobs. Interview/statement continued to May 17, 2012.
11. Department of Personnel Exit Interview of DS Samuel Spino dated May 16, 2012, advising of his resignation for personal reasons effective May 16, 2012.
12. The complimentary and disciplinary histories of DS Samuel Spino
13. A copy of Title 18, United States Code, Section 641
14. CSD General Order 5500.1, Orders for Possession
15. CSD General Order 1009, Staff Responsibilities
16. CSD General Order 3401.1, Rules of Conduct
17. CSD General Order 3406, Law Enforcement Code of Ethics
18. Cook County Sheriff's Merit Board Rules and Regulations – Article X



## DL/ID Image Retrieval



DL-ID Image

Driver License/ID #: [REDACTED]

Name: SAMUEL J SPINO II

Street: [REDACTED]

City: [REDACTED]

Zip: [REDACTED]

Date Of Birth: [REDACTED]

Gender: MALE



Close

Print

Only for use as authorized by 625 ILCS 5/6-110.1 and 92 Ill. Adm. Code 1030.140. This information and image cannot be certified to be anything other than the information and image of the individual who presented himself or herself to the Secretary of State's Office with the required forms of identification.

## Concise Officer History

Deputy Sheriff D2B                      SAMUEL                      J                      SPINO                      [11055]

JDE: 740013 Hire date: Feb 25, 2002  
 Current badge number: 11055  
 Current assignment(s):  
     Current Assignment: E/L/W - Juvenile Days  
     Incident Location:  
     [Un-used]:

Involved Officer: OPR Investigation                      IA No:                      OPR2009-0572                      Received:  
 May 07, 2008

Case No:

Allegations:

Conduct Unbecoming - 1005 Standard of Conduct - Unfounded - Dec 22, 2010

Involved Officer: OPR Investigation                      IA No:                      OPR2009-0459                      Received:  
 Jun 30, 2008

Case No:

Allegations:

Loss of Property - 1005 Standard of Conduct - Unfounded - Nov 09, 2010

Involved Officer: Summary Punishment                      IA No:                      SPR2009-0267                      Received:  
 Feb 26, 2009

Case No:

Allegations:

Attendance - 1807 Failure to Comply W/Department Policies - Sustained - Feb 18, 2009

Actions taken:

Feb 18, 2009 - Reprimand      Days/hrs suspended:

Absent w/o permission

Involved Officer: Use of force                      IA No:                      UOF2009-0206                      Received:  
 Nov 30, 2009

Case No:

Involved Officer: Use of force                      IA No:                      UOF2010-0945                      Received:  
 Feb 08, 2010

Case No:

Involved Officer: Summary Punishment                      IA No:                      SPR2010-1480                      Received:  
 May 24, 2010

Case No:

Allegations:

Attendance - 1807 Failure to Comply W/Department Policies - Sustained - May 24, 2010

Actions taken:

May 24, 2010 - Reprimand      Days/hrs suspended:

No medical time available

Jun 16, 2010 - Rescinded      Days/hrs suspended:

Not approved by A/C DiCaro on 7 Jun 10 rescinded

Jun 16, 2010 - Final Disposition      Days/hrs suspended:

Final disposition

Involved Officer: Use of force                      IA No:                      UOF2010-0722                      Received:  
 Jun 23, 2010

Case No:



Involved Officer: Summary Punishment  
Aug 19, 2010

IA No: SPR2010-1995 Received:

Case No:

Allegations:  
Attendance - 1807 Failure to Comply W/Department Policies - Sustained - Aug 19,  
2010

Actions taken:

Aug 19, 2010 - Reprimand Days/hrs suspended:

No medical time available

Involved Officer: Use of force  
Apr 13, 2012

IA No: UOF2011-0352 Received:

Case No:

Report summary: totals by incident type:

Incident type	Received
Alert	0
Correspondence	0
DH Investigation	0
Discretionary arrest	0
Drug test	0
Firearm discharge	0
Forced entry	0
Information Only	0
Integrity test	0
OPR Investigation	2
Summary Punishment	3
Test Record	0
Use of force	4
Vehicle accident	0
Vehicle pursuit	0
<b>Total</b>	<b>9</b>

Printed: May 08, 2012 14:23 By: Jerome Graber





**COOK COUNTY SHERIFF'S OFFICE**  
**OFFICE OF PROFESSIONAL REVIEW**

3026 S. California, Bldg. 2, 4th Floor, Chicago, IL 60608  
Telephone: (773) 674-7580

TO: ☒ Director of Personnel (and) \_\_\_\_\_ Executive Director of the DOC  
\_\_\_\_\_ Other \_\_\_\_\_ (identify) ☒ Chief Deputy of COURT SERVICES  
\_\_\_\_\_ Other \_\_\_\_\_ (identify) \_\_\_\_\_ Chief of SHERIFF'S POLICE

**DE-DEPUTIZATION/RELIEVED OF LAW ENFORCEMENT POWERS  
BASED ON AN OPR MISCONDUCT INQUIRY OR INVESTIGATION**

OPR #: 2012-0361 EMPLOYEE NAME/JDE: Samuel J. Spino [REDACTED]

1. You have been de-deputized/relieved of law enforcement powers and you are no longer authorized to carry a firearm.
2. You are not to exercise the power of arrest as an officer or any other police power previously bestowed upon you by virtue of your employment as a sworn member of the Cook County Sheriff's Office.
3. You are to surrender your Cook County Sheriff's Office photo identification card and: STAR #11055 (no employee card).
4. This property will be forwarded to the Director of Personnel. You will need to contact the personnel office to obtain an appropriate photo identification card.
5. This order will continue in full force and effect until further notice and you will need to acknowledge receiving a copy of this form (Employee initials JS).
6. At the conclusion of the OPR inquiry or investigation you can request reinstatement through your Executive Director, Chief Deputy or Chief of Police.

CCSO EMPLOYEE SIGNATURE/DATE: \_\_\_\_\_

I certify that no Political Reasons or Factors were considered in any decision I made or action I took relating to this Employment Action. Further, I do not know of, or have any reason to believe that anyone else considered or took action based on Political Reasons or Factors with respect to this Employment Action.

OPR EMPLOYEE SIGNATURE/DATE: \_\_\_\_\_ 08MAY12  
WITNESS SIGNATURE/DATE: Pat Miller #5018  
OPR DIRECTOR SIGNATURE/DATE: Terence Hake 5/8/12  
PERSONNEL SIGNATURE/DATE: \_\_\_\_\_



**DEPARTMENT OF JUSTICE**  
**BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES**  
**NATIONAL TRACING CENTER**

Phone: (800) 788-7133 Fax: (800) 578-7223

Print Date: September 26, 2012



**FIREARMS TRACE SUMMARY**

Trace Number: T20120262421

Request Date: September 20, 2012

Completion Date: September 25, 2012

RONALD GLEESON  
COOK COUNTY SHERIFF POLICE  
1401 SOUTH MAYBROOK DRIVE  
MAYWOOD, IL 60153  
PHONE: (708) 865-4896 Ext:  
FAX (708) 865-6155

Badge No: 924  
Investigation No: 12-188079

**FIREARM INFORMATION**

Manufacturer: GLOCK GMBH  
Model: 17  
Caliber: 9  
Serial Number: EGY789US  
Type: PISTOL  
Country: AUSTRIA  
Importer: GLOCK INC, SMYRNA GA  
Obliterated:  
Identifying Marks:  
NIBIN:  
Gang Name:

**RECOVERY INFORMATION**

Recovery Date: 09/14/2012  
Time to Crime: 3847 days

3026 S CALIFORNIA  
CHICAGO, IL  
Possessor: SAMUEL SPINO  
DOB:  
POB:

**PURCHASER INFORMATION**

Purchase Date: 03/04/2002

SAMUEL I SPINO

DOB:

POB:

Race:

Sex:

ID 1: IL DRIVER'S LICENSE:

ID 2: :

Height: ft in

Weight: lbs

**DEALER INFORMATION**

FFL: 33637165

RAY OHERRON CO OF OAKBROOK TERRACE INC  
523 E ROOSEVELT RD  
LOMBARD, IL 60148  
Phone:

Ship-To-Date: 10/09/2001

Contact the local ATF office for additional information.

**ADMINISTRATIVE INFORMATION**

PROPERTY INVENTORY#: 9153-12

RECOVERED BY / STAR#: inv hake #60 OPR

**SUMMARY OF RESULTS**

THIS FIREARM WAS TRACED TO A PURCHASER. HOWEVER, THE FINAL FEDERAL FIREARMS LICENSEE (FFL) HAS ONLY PARTIAL DISPOSITION INFORMATION. THE FFL REPORTS A DISPOSITION OF THE FIREARM TO AN INDIVIDUAL; HOWEVER, NO ATF FORM 4473 FOR THE TRANSACTION COULD BE FOUND. FOR ANY QUESTIONS, PLEASE CONTACT ATF NATIONAL TRACING CENTER, FIREARMS TRACING BRANCH AT 1-800-788-7133.

**Additional Remarks:**

PER GLOCK, ADDED US SUFFIX TO SERIAL NUMBER. IMPORTER ADDED BY THE NTC.

The information in this report must be validated prior to use in any criminal proceedings.

